



DT03 Rec'd PCT/PTO 28 OCT 2004 #4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/501,604  
Applicant: ROZIER et al.  
Filed: July 14, 2004  
International App. No.: PCT/US03/01216  
International Filing Date: January 16, 2003  
Title: SITE GUARD FOR INTRAVENOUS SITES AND OTHER SENSITIVE AREAS  
Docket No.: 04308057  
Customer No.: 26565

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING BY  
"EXPRESS MAIL"  
"Express Mail" mailing label number  
EL989700195US  
Date of Deposit: October 28, 2004  
I hereby certify that this paper or fee is being  
deposited with the United States Postal Service  
"Express Mail Post Office to Addressee" under 37  
CFR 1.10 on the date indicated above and is  
addressed to COMMISSIONER FOR PATENTS,  
P.O. BOX 1450, ALEXANDRIA, VA 22313-1450

typed or printed name of person mailing paper or  
fee: Tim Hubalik

  
Signature

TRANSMITTAL LETTER

Dear Sir:

Enclosed herewith are the following for the above-captioned application:

1. Response to Notification of Missing Requirements Under 35 USC 371;
2. Copy of Notification of Missing Requirements Under 35 USC 371 dated August 30, 2004;
3. Executed Combined Declaration and Power of Attorney;
4. A check in the amount of \$65.00 for the surcharge and extension fee under 37 CFR 1.492(e); and
5. Return-receipt postcard.

11/02/2004 HKAYPAGH 00000040 10501604

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typed or printed name of person mailing paper or  
fee: Tim Hubalik

  
Signature

RESPONSE TO NOTICE TO FILE MISSING REQUIREMENTS UNDER 35 USC 371

Dear Sir:

1. ☒ This replies to the Notice to File Missing Requirements Under 35 USC 371 mailed on August 30, 2004.  
☒ A copy of the Notice to File Missing Requirements Under 35 USC 371 is enclosed.
2. ☒ This filing is by a ☐ large entity.  
☒ small entity,  
☒ which was declared at the time of filing the application.  
☐ which is being declared now, and a separate refund request for the application fee accompanies this paper.
3. Completion Fees
  - a. The surcharge for filing the required inventor information is \$65.00 for small entity.

4. Extension of Time

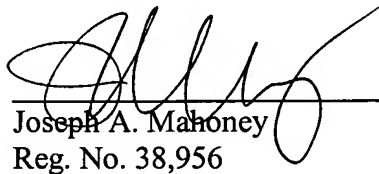
- a. ☐ Applicant petitions for an extension of time for one month, including payment of the appropriate fee in the amount of \$55.00. If an additional extension of time is required, please consider this a petition therefore.
- ☐ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

6. Total Fees Due: \$65.00.

7. Payment of Fees

- ☒ Attached is a check in the amount of \$65.00.
- ☐ Authorization is hereby made to charge the amount of \_\_\_\_\_ to Deposit Account No. 13-0019
- ☒ Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 13-0019. The Commissioner is hereby authorized to charge any additional filing fees required under Rule 1.17 concerning this transaction, or to credit any overpayment to Deposit Account 13-0019.

Respectfully submitted,

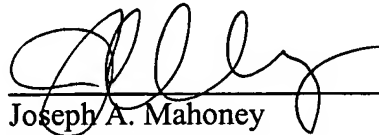
  
\_\_\_\_\_  
Joseph A. Mahoney  
Reg. No. 38,956

Date: October 28, 2004

**MAYER, BROWN, ROWE & MAW LLP**  
P.O. Box 2828  
Chicago, Illinois 60690-2828  
Telephone: (312) 701-8979  
Facsimile: (312) 706-9000

The Commissioner is hereby authorized to charge any additional filing fees required under Rule 1.17 concerning this transaction, or to credit any overpayment to Deposit Account 13-0019.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. Mahoney', is written over a horizontal line.

Joseph A. Mahoney  
Reg. No. 38,956

Date: October 28, 2004

**MAYER, BROWN, ROWE & MAW LLP**

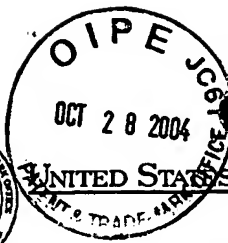
P.O. Box 2828

Chicago, Illinois 60690-2828

Telephone: (312) 701-8979

Facsimile: (312) 706-9000

PCT



10/29/04

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/501,604	FIRST NAMED APPLICANT Betty M Rozier	ATTY. DOCKET NO. 04308057
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INTERNATIONAL APPLICATION NO. PCT/US03/01216
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IA. FILING DATE 01/16/2003	PRIORITY DATE 06/29/2001
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Joseph A Mahoney  
Mayer Brown Rowe & Maw  
P O Box 2828  
Chicago, IL 60690-2828

DATE: Response  
FILED: 10-30-04  
DRAW: L

CONFIRMATION NO. 9589  
371 FORMALITIES LETTER



\*OC000000013656396\*

Date Mailed: 08/30/2004

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/14/2004
- Copy of the International Search Report filed on 07/14/2004
- Information Disclosure Statements filed on 07/14/2004
- Request for Immediate Examination filed on 07/14/2004
- U.S. Basic National Fees filed on 07/14/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

RECEIVED  
SEP - 2 2004

MAYER, BROWN, ROWE & MAW  
DOCKETING

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

\* Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 305-3734

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/501,604	PCT/US03/01216	04308057

FORM PCT/DO/EO/905 (371 Formalities Notice)